

Honorable James L. Robart

FILED
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JAN 14 2009

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON DEPUTY



08-CV-00049-ORD

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NATIONAL PRODUCTS, INC.,

Plaintiff,

v.

GAMBER-JOHNSON LLC,

Defendant.

Civil Case No. CV08-0049-JLR

STIPULATED MOTION AND
~~PROPOSED~~ ORDER TO MODIFY
CASE SCHEDULE

Note on Motion Calendar:
January 13, 2009

I. STIPULATION

The parties by and through their attorneys of record hereby move jointly for a modification of the case schedule. The requested modification is as follows:

	Existing Deadline	Proposed Extended Deadline
Jury Trial Date	09/21/2009	04/05/10
Disclosure of expert testimony under FRCP 26(a)(2)	02/20/2009	07/24/09
Discovery completed by	04/20/2009	09/25/09
All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see CR7(d))	05/21/2009	10/23/09
Settlement conference per CR 39.1(c)(2) held no later than	06/22/2009	12/11/09
Mediation per CR 39.1(c)(3) held no later than	07/20/2009	01/15/10

STIPULATED MOTION AND [PROPOSED] ORDER
TO MODIFY CASE SCHEDULE
Civil Case No. CV08-0049-JLR

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	Existing Deadline	Proposed Extended Deadline
All motions in limine must be filed by and noted on the motion calendar no later than the second Friday thereafter	08/14/2009	03/05/10
Agreed pretrial order due	08/21/2009	03/05/10
Pretrial conference to be held at 2:00 PM on	08/25/2009	03/26/10
Trial briefs, proposed voir dire questions and jury instructions	09/08/2009	03/19/10

The extension is necessary in view of the Court's order granting in-part plaintiff's motion to compel discovery. (Docket No. 44.) Counsel for the plaintiff has trials scheduled in the following matters in 2010

- February 10, 2010, *Widevine v. Verimatrix* (E.D. Texas) Case No.: 07-0321
TJW-CE (estimated length of trial, 10-14 days);
- June 9, 2010, *Widevine v. Verimatrix* (W.D. Wash.) Case No.: 08-1039-JLR
Trial (estimated length of trial, 8 days).

II. [PROPOSED] ORDER

In view of the parties' stipulation and for good cause shown, the Court hereby extends the case schedule as follows:


	New Deadline
Jury Trial Date	04/05/10
Disclosure of expert testimony under FRCP 26(a)(2)	07/24/09
Discovery completed by	09/25/09
All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see CR7(d))	10/23/09
Settlement conference per CR 39.1(c)(2) held no later than	12/11/09

New Deadline

Mediation per CR 39.1(c)(3) held no later than	01/15/10
All motions in limine must be filed by and noted on the motion calendar no later than the second Friday thereafter	03/05/10
Agreed pretrial order due	03/05/10
Pretrial conference to be held at 2:00 PM on	03/26/10
Trial briefs, proposed voir dire questions and jury instructions	03/19/10

IT IS SO ORDERED.

Dated this 14th day of January, 2009.



Honorable James L. Robart
United States District Court Judge

Presented by:

By: s/ David K. Tellekson

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CERTIFICATE OF SERVICE

I, Sharie L. Parks, hereby certify that on January 13, 2009, I caused the foregoing
STIPULATED MOTION AND [PROPOSED] ORDER TO MODIFY CASE SCHEDULE
to be served on the following parties as indicated below:

Mark S. Parris ORRICK HERRINGTON & SUTCLIFFE LLP 719 Second Avenue, Ste. 1000 Seattle, WA 98104 <i>Attorneys for Defendant Gamber-Johnson LLC</i>	<input type="checkbox"/> By United States Mail <input type="checkbox"/> By Legal Messenger <input checked="" type="checkbox"/> By Electronic CM/ECF <input type="checkbox"/> By Overnight Express Mail <input type="checkbox"/> By Facsimile <input type="checkbox"/> By Email [by agreement of counsel]
David De Bruin (<i>pro hac vice</i>) Melanie J. Reichenberger (<i>pro hac vice</i>) MICHAEL BEST & FRIEDRICH LLP 100 East Wisconsin Avenue Suite 3300 Milwaukee, WI 53202-4108 <i>Attorneys for Defendant Gamber-Johnson LLC</i>	<input type="checkbox"/> By United States Mail <input type="checkbox"/> By Legal Messenger <input checked="" type="checkbox"/> By Electronic CM/ECF <input type="checkbox"/> By Overnight Express Mail <input type="checkbox"/> By Facsimile <input type="checkbox"/> By Email [by agreement of counsel]

DATED: January 13, 2009

s/ Sharie L. Parks
for David K. Tellekson, WSBA No. 33523
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